

Panaji, 10th May, 2000 (Vaisakha 20, 1922)

SERIES II No. 5

OFFICIAL GAZETTE



GOVERNMENT OF GOA

EXTRAORDINARY

No. 2

GOVERNMENT OF GOA

Department of Home
Foreigners and Citizenship Division

Notification

No. 10/01-2000-HD (F&CD)

Whereas it has been made to appear to the Government of Goa that some irregularities were committed by S/Shri B. S. Subbanna, G. G. Kambli and P. V. Kadnekar while functioning as Custodian of Evacuee Property;

And whereas the Government of Goa is of the opinion that there should be an inquiry into this matter of public interest;

Now, therefore, in exercise of the powers conferred by Section 3 of the Commissions of Inquiry Act, 1952 (Central Act No. 60 of 1952), the Government of Goa hereby appoints His Lordship Justice Eurico Santana das Dores da Silva, retired Judge of Bombay High Court at Goa to be Commission of Inquiry for the purpose of making inquiry and submitting his report before expiry of 60 days from the date of publication of this Notification in the Official Gazette, under the following terms of reference, namely:—

1. Whether the above Officers while functioning as Custodian of Evacuee Property have:—

a) failed in their duty under the Act by allowing unauthorised persons to encroach upon the Evacuee property at Maem?

b) committed any fraud by not taking any action to remove the encroachers from the Evacuee Property?

c) mismanaged the affairs of the Evacuee Property thereby causing heavy loss of income?

d) committed the aforesaid illegalities for personal gain or received any illegal gratification from any source?

e) committed breach of trust under the Administration of Evacuee Property Act by not following the procedure as required under the said Act while dealing with or managing the affairs of the said property?

f) committed gross illegality and misuse of powers by not releasing of the Chapel property at Maem, which was declared as Non-evacuee Property by the Custodian by order date 14-11-1967?

g) action of non-release of Chapel property was for any illegal gratification?

2. a) whether any other officers are responsible for committing irregularities in the Evacuee Property at Maem?

b) what action be proposed by the Commission against those found guilty, responsible, accountable in this matter?

c) whether the matter relating to Southern lote of the property should be kept pending till decision of the Civil Court as regards the title dispute and other rights of the parties under the Will and the property as such be continued as Evacuee Property till then?

d) to identify the beneficiaries of the irregularities, illegalities committed by any of the Custodian of Evacuee Property?

e) recommend action against such beneficiaries of the illegalities, irregularities.

f) whether any of the Evacuee Properties have been unauthorisedly and/or illegally granted, leased or otherwise given by any of the Custodians of Evacuee Property ?

g) to identify the losses sustained, suffered by the State as Trustees of Evacuee Property on account of any illegal acts of the Custodians ?

By order and in the name of the Governor of Goa.

Ashoke Nath, Chief Secretary.

Panaji, 9th May, 2000.